

DEFENDANT'S EXHIBIT 90.

Testimony of Newt Lee before the Coroner's inquest as follows:

"He (Mr. Gantt) says 'I would like to have them (shoes) because I got to go to work Monday.' I says I can't let you in there unless Mr. Frank says so. He says 'Is Mr. Frank there?' I says, yes if you want me I will go up and ask him. By that time Mr. Frank comes down and runs right into Mr. Gantt, standing in the front door and he looked like he was frightened. I saw Mr. Frank was frightened, but I taken it this way, he and Mr. Gantt had fell out and he discharged Mr. Gantt and ~~him~~ I thought that he thought by him hanging around there that he was waiting for him and had come to do him some harm. Mr. Gantt said I got some old shoes up there and I would like to get them. Mr. Frank looked at him and said what sort were they, and he said they were tans. I says, I think I sees a boy sweep them up in the trash. He says I have some black ones up there too. Well, I says I don't know anything about any black shoes, then Mr. Gantt says I can go up there and see if I can find them, then he drops his head and looked right at me. Then Mr. Frank says, 'Newt you carry him up there, go with him around and stay with him while he is up there' and so we went in and went on up there and found the shoes like he ~~says~~ says and then he asked me for some paper to wrap them up and I gave him some paper, and then I got him some twine....

I don't know when I ever seen him change that (time slip) before. He's put the tape in once before; it was one night. I never paid no attention to how long it took him. I didn't take him five minutes. I couldn't tell whether it took him a minute or not. On Saturday night, it took him a pretty good little bit, because he spoke about it. He says 'It's kind of hard to get in.'

DEFENDANT'S EXHIBIT 91.

Harry Scott's testimony before Coroner's inquest as follows:

"He just told me that he had been down at the police barracks Monday morning and he talked to John Black, and John Black seemed to suspect me of the crime, and he then repeated to me his movements on the day of the murder, that is on Saturday, he reported at the office, I believe he said, at around eight o'clock in the morning, stayed there up until ten o'clock, then he went to Montag Brothers; Mr. Darley accompanied him down the street a little ways, and he continued on to Montag Bros. by himself, and returned to the factory, I believe, at 10:30, that Arthur White and Harry Denham were employed on the 4th floor of the factory, working during the morning hours, and about 12:10, this little girl, Mary Phagan, came into the office to draw her salary which he gave her (\$1.20). The nominations, which he thought, were two half dollars and two dimes, and that Mary Phagan, left his private office where he paid her off, and went into the bookkeeper's office, and when she got near the door, she turned to him, and said, 'Has the metal come yet?' And Mr. Frank replied 'No'. Then he stated that Mary Phagan went on out, and it was about 12:50 that he went upstairs to the 4th floor, where Denham and White were working and saw Mrs. White up there talking to her husband. He made the remark that he intended closing and locking the doors, and asked Mr. White if she would leave, and also asked the men up there how near they were through with their work. They told him they didn't think they could finish up right soon at that time, and he came on downstairs, and told them he was going to lock the doors, when he went out. He stated that he left the factory about 1:10 P.M., went home to his dinner, returned to the factory then about 3 o'clock, and White and Denham were still on the 4th floor. He did not meet anyone going out or coming in. About 3:10 both White and Denham left the building; that Newt Lee reported to him about four o'clock, as he had instructed him to do on the day previous, that it was his intention to go to the ball game that afternoon, and when Newt Lee